

TEXT OF PROPOSED REGULATIONS

In the following text, strikethrough indicates deleted text; underlining indicates added or amended text.

3173.2. Searches and Inspections.

Subsection 3173.2(a) is amended to read:

(a) Any person coming onto the property of an institution/facility shall be subject to inspection as necessary to ensure institution/facility security including prevention of the introduction of contraband. Inspections may include a search of the visitor's person, personal property and vehicle(s) when there is ~~probable cause~~ reasonable suspicion to believe the visitor is attempting to introduce or remove contraband or unauthorized items or substances into, or out of, the institution/facility.

Subsections 3173.2(b) through 3173.2(g)(1) are unchanged.

Subsection 3173.2(g)(2) is amended to read:

(g) A visitor who refuses to be searched shall be denied visiting for that day.

(1) The inmate and the visitor who refused to be searched shall be notified in writing as described in section 3176(a)(3).

(2) Future visits may be conditioned upon the visitor's willingness to submit to a search prior to each visit for as long as institution/facility officials have ~~probable cause~~ reasonable suspicion to believe that the visitor will attempt to introduce contraband or unauthorized substances into the institution/facility.

Note: Authority cited: Section 5058, Penal Code. Reference: Section 5054, Penal Code.